

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD
MINUTES OF MEETING
AUGUST 20, 2008
PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on August 20, 2008, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Sheriff Gary Butler, Chairman
Detective Lee Ann Dobbertin
Mr. Joseph Duarte
Chief Jack Harris
Chief Patricia Huntsman
Deputy Director Dona Markely, representing Director Dora Schriro
Director Roger Vanderpool

Members Absent:

Dr. Scott Decker
Attorney General Terry Goddard
Ms. Wendy Larsen
Detective Robert Thompson
Chief Jerry Sheridan
Sheriff Chris Vasquez

Staff in Attendance:

Ted Brandon
Marie Dryer
Bob Forry
Tom Hammarstrom
Steve Jacobs
Gary Maschner
Curt Milam
Sandy Sierra
Maria Valtierra

Assistant Attorneys General

Nancy Beck
Diana Stabler

A. CALL TO ORDER

Chairman Butler called the meeting to order at 10:00 a.m.

B. COTTONWOOD POLICE DEPARTMENT PETITION FOR APPLICANT KRISTIN L. ROBERTSON

The Cottonwood Police Department has requested a petition for a determination that the pre-employment drug usage by Kristin Robertson constitutes drug experimentation.

Director Vanderpool moved that the Board grant the petition for a determination that the pre-employment marijuana use by applicant Kristin Robertson constitutes drug experimentation, seconded by Chief Huntsman, motion carried unanimously.

C. FINAL ACTION CASES:

Case #1 – Bill F. Dickenson III – Phoenix Police Department

Chief Harris recused himself from this case. This case was rescheduled.

Case #2 – Matthew J. Hill – Gilbert Police Department

The Board considered comments from Assistant A. G. Diana Stabler. Chief Huntsman made a motion to adopt the Consent Agreement Order and Decision and impose a 90-day suspension of peace officer certification beginning on March 6, 2008, and ending on June 5, 2008, seconded by Director Vanderpool, motion carried unanimously.

Case #3 – Michael J. Jensen – Maricopa County Sheriff's Office

The Board considered comments from Assistant A. G. Diana Stabler. Chief Harris made a motion to adopt the Consent Agreement Order and Decision for voluntary relinquishment of peace officer certification, seconded by Chief Huntsman, motion carried unanimously.

Case #4 – Norman Lee – Navajo Department of Public Safety

The Board considered comments from Assistant A. G. Diana Stabler. Director Vanderpool made a motion to adopt the Consent Agreement Order and Decision for voluntary relinquishment of peace officer certification, seconded by Chief Harris, motion carried unanimously.

Case #5 – Jon D. Perona – Yavapai County Sheriff's Office

The Board considered comments from Assistant A. G. Diana Stabler. Mr. Duarte made a motion to adopt the Consent Agreement Order and Decision for voluntary relinquishment of peace officer certification, seconded by Detective Dobbartin, motion carried unanimously.

Case #6 – James E. Potts – Tempe Police Department

The Board considered comments from Assistant A. G. Diana Stabler. Chief Huntsman made a motion to adopt the Consent Agreement Order and Decision for voluntary relinquishment of peace officer certification, seconded by Chief Harris, motion carried unanimously.

Case #7 – Benjamin Scarborough – Phoenix Police Department

The Board considered comments from Assistant A. G. Diana Stabler. Mr. Duarte made a motion to adopt the Consent Agreement Order and Decision for voluntary relinquishment of peace officer certification, seconded by Chief Huntsman, motion carried unanimously. Chief Harris did not vote on this case.

Case #8 – Stephen D. Boltz – Scottsdale Police Department

The Board considered comments from Assistant A. G. Diana Stabler and Stephen Boltz. Director Vanderpool made a motion to adopt the Findings of Fact and Conclusions of Law and impose an 8-month suspension of peace officer certification beginning on April 18, 2008 and ending on December 18, 2008, seconded by Mr. Duarte, motion carried unanimously.

Case #9 – Ofelia C. Robbins – Coconino County Sheriff's Department

The Board considered comments from Assistant A. G. Diana Stabler. Mr. Duarte made a motion to deny the late request for a hearing, seconded by Chief Huntsman, motion carried unanimously. Chief Harris made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Huntsman, motion carried unanimously.

NEW CHARGING CASES:Case #1 – Shane E. Bevington – Tempe Police Department

Director Vanderpool made a motion to **Initiate Proceedings** and requested that staff negotiate a consent agreement on this case, seconded by Mr. Duarte, motion failed. Chief Huntsman made a motion to close this case with **No Action with Agency Discretion**, seconded by Deputy Director Markley, motion carried with one nay vote.

Case #2 – Shane L. Bryan – Yavapai-Prescott Tribal Police Department

Chief Huntsman made a motion to **Initiate Proceedings**, seconded by Detective Dobbartin, motion carried unanimously.

Case #3 – Jess W. Fellows – Central AZ College Police Department

Director Vanderpool made a motion to close this case with **No Action**, seconded by Mr. Duarte, motion carried unanimously.

Case #4 – Gabriel A. Hernandez – Youngtown Police Department

Chief Huntsman made a motion to **Initiate Proceedings**, seconded by Chief Harris, motion carried unanimously.

Case #5 – Darrell A. Kuhn – AZ Department of Transportation - MVD

Chief Huntsman made a motion to close this case with ***No Action with Agency Discretion***, seconded by Director Vanderpool, motion carried unanimously.

Case #6 – Louise A. Sheppard – Hopi Resource Enforcement Services

Mr. Duarte made a motion to close this case with ***No Action***, seconded by Chief Huntsman, motion carried unanimously.

Case #7 – Casey A. Stutz III – AZ Department of Public Safety

Director Vanderpool recused himself from this case. This case was rescheduled.

Case #8 – Jonathan S. Talakte – AZ Department of Public Safety

Director Vanderpool recused himself from this case. This case was rescheduled.

Case #9 – Garrick D. Ward – Phoenix Police Department

Chief Harris recused himself from this case. This case was rescheduled.

E. LEGAL ADVICE

This agenda item was rescheduled for a future meeting.

F. ADJOURN

Chairman Butler adjourned the meeting at 10:55 a.m.